



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Lola M. REID *et al.*

Application No.: 09/873,286

Group Art Unit: 1644

Filed: June 5, 2001

Examiner: Marianne N. Dibrino

For: METHODS OF ISOLATING  
HEPATIC PROGENITORS

Attorney Docket No. 320018.00120

**RESPONSE TO ELECTION OF SPECIES REQUIREMENT UNDER 35 U.S.C. § 121**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action dated October 1, 2002 (Paper No. 7), and in accordance with the Rules of Practice, please enter the following amendments and consider the remarks below. Submitted herewith as Exhibit A is a copy of the pending claims. Submitted herewith as Exhibit B is a Petition For Extension Of Time Under 37 C.F.R. § 1.136(a).

**ELECTION**

In the Office Action dated October 1, 2002, the Examiner required Applicants, under 35 U.S.C. § 121, to elect between antibody species of groups A) OX-43 and B) OX-44. Applicants hereby elect, with traverse, group A, antibody OX-43, without disclaimer of or prejudice to pursuing the non-elected subject matter in this or other applications, for prosecution on the merits, and to which the claims shall be restricted if no generic claim is finally held to be allowable. Applicants acknowledge that, upon allowance of a generic claim, Applicants will be entitled to consideration of claims to additional species which are written in dependent form or